

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED BY *SG* D.C.
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UNITED STATES OF AMERICA

ROBERT R. DI TROLIO
CLERK, U.S. DIST. CT.
W.D. OF TN, MEMPHIS

Plaintiff,
VS.

CR. NO. 04-20512-B

MUJAHID MUHAMMAD,

Defendant.

ORDER DENYING MOTION TO SUPPRESS, ORDER ON CONTINUANCE AND
SPECIFYING PERIOD OF EXCLUDABLE DELAY
AND SETTING

This cause came on for a Hearing on the Motion to Suppress on May 25, 2005. After considering the testimony of witnesses, the evidence submitted, and statements of counsel, the Court denied the motion to suppress incorporating its factual findings and conclusions of law issued orally. The Court has also received and considered the Defendant's post-hearing memorandum. Following a review of the submission, the Court affirms its previous denial of the motion to suppress.

The Court previously reset the trial date to the Criminal Rotation Docket beginning Monday, July 5, 2005 at 9:30 a.m. with a Report Date of Thursday, June 23, 2005 at
2:00 p.m., in Courtroom 1, 11th Floor of the Federal Building, Memphis, Tennessee.

The period from April 15, 2005 through July 15, 2005 is excludable under 18 U.S.C. § 3161(h)(8)(B)(iv) because the ends of justice served in allowing for additional time to prepare outweigh the need for a speedy trial.

IT IS SO ORDERED this 17th day of June, 2005.

J. Daniel Breen
J. DANIEL BREEN
UNITED STATES DISTRICT JUDGE



Notice of Distribution

This notice confirms a copy of the document docketed as number 41 in case 2:04-CR-20512 was distributed by fax, mail, or direct printing on June 20, 2005 to the parties listed.

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Honorable J. Breen
US DISTRICT COURT